

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ING BANK N.V.,

Plaintiff

V.

M/V ASTRO SATURN, IMO No. 9235725, her engines, tackle, equipment, furniture, appurtenances, etc., *in rem*, and SATURN SPECIAL MARITIME ENTERPRISES (ENE), *in personam*

Defendants

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**CIVIL ACTION NO. 4:15-cv-00479**  
**ADMIRALTY**

**MOTION TO RELEASE VESSEL FROM ARREST AND ATTACHMENT**

NOW COMES, plaintiff, ING Bank N.V., through undersigned counsel, and in accordance with this Court's February 20, 2015, Order (Doc. 6) ordering the issuance of a Warrant of Arrest Pursuant to Admiralty Rule C and this Court's February 20, 2015, Order (Doc. 7), ordering the issuance of a Writ of Attachment pursuant to Admiralty Rule B, files this motion for an Order to release the M/V ASTRO SATURN (IMO No. 9235725), and her engines, tackle, equipment, furniture, appurtenances, etc. (hereafter "ASTRO SATURN") from arrest, attachment and / or seizure the states, on the following grounds:

1. On this date, GARD P&I (Bermuda) Ltd issued a Letter of Undertaking, dated February 21, 2015 (hereafter “Letter of Undertaking”), as substitute security for the defendant, M/V ASTRO SATURN, *in rem*, as well as for the defendant, Saturn Special Maritime Enterprises (ENE), *in personam*, in consideration, *inter alia*, for the release of the ASTRO SATURN from arrest and attachment, a true and accurate copy of the Letter of Undertaking is attached hereto as Exhibit A;

2. Upon receipt of the foregoing Letter of Undertaking, counsel for plaintiff has provided written notice to the U.S. Marshal to release the ASTRO SATURN from arrest, attachment and / or seizure;
3. The only party to this admiralty action at present is ING Bank N.V., who consents to the release of the ASTRO SATURN from arrest, attachment and / or seizure; and,
4. This Court has not entered any Order to the contrary preventing or otherwise restricting the foregoing release from arrest, attachment and / or seizure of the ASTRO SATURN.

WHEREFORE, ING Bank N.V. requests this Court enter an Order releasing the M/V ASTRO SATURN (IMO No. 9235725), and her engines, tackle, equipment, furniture, appurtenances, etc. (hereafter "ASTRO SATURN") from arrest, attachment and / or seizure.

Respectfully submitted:

/s/ Joseph R. Messa

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***Attorneys for ING Bank N.V.***